| UNITED STATES DISTRICT COURT WESTERN DISTRICT OF NEW YORK | |
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| JAMES C. KISTNER, Plaintiff, | |

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18-CV-402 USCA: Enter USCA #

CLERK'S CERTIFICATE / INDEX

THE CITY OF BUFFALO, ET AL, Defendants.

I, MARY C. LOEWENGUTH, Clerk of the U.S. District Court for the Western District of New York, DO HEREBY CERTIFY that the foregoing docket entries, with the exception of any documents listed below, are maintained electronically on the court's CM/ECF system and constitute the Record on Appeal in the above entitled action.

The following documents are not available electronically and are maintained in the Western District of New York:

No. 97-Exhibits, Audio and Video Recordings on Three Flashdrives and No. 123-Exhibit, Video Surveillance CD

Upon your request, we will make the above documents available to you.

MARY C. LOEWENGUTH Clerk of Court United States District Court

By: s/ Suzanne

Deputy Clerk

DATED: December 15, 2022

Buffalo, NY